

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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GREENWOOD GAMING &	:	
ENTERTAINMENT, INC.,	:	No. 2:22-cv-4434-MMB
	:	
<i>Plaintiff,</i>	:	
v.	:	
	:	
POM OF PENNSYLVANIA, LLC,	:	
PACE-O-MATIC, INC., and	:	
MIELE MANUFACTURING, INC.,	:	
	:	
<i>Defendants.</i>	:	

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**POM OF PENNSYLVANIA, LLC AND  
PACE-O-MATIC, INC.'S MOTION TO DISMISS PLAINTIFF'S  
AMENDED COMPLAINT FOR FAILURE TO STATE A CLAIM**

Defendants POM of Pennsylvania, LLC and Pace-O-Matic, Inc. (collectively, the “POM Defendants”), by and through their undersigned counsel, hereby move under Federal Rule of Civil Procedure 12(b)(6) to dismiss, with prejudice, all Counts of Plaintiff Greenwood Gaming & Entertainment, Inc. d/b/a Parx Casino’s Amended Complaint for failure to state claim. In support of this request, the POM Defendants incorporate by reference the accompanying Brief in Support of the Motion.

Respectfully submitted,

Dated: January 3, 2023

/s/ Matthew H. Haverstick  
Matthew H. Haverstick (No. 85072)  
Edward T. Butkovitz (No. 309565)  
Joshua J. Voss (No. 306853)  
Shohin H. Vance (No. 323551)  
Samantha G. Zimmer (No. 325650)

KLEINBARD LLC  
Three Logan Square, 5<sup>th</sup> Floor  
1717 Arch Street  
Philadelphia, PA 19103  
Phone: (215) 568-2000  
Eml: [mhaverstick@kleinbard.com](mailto:mhaverstick@kleinbard.com)  
[ebutkovitz@kleinbard.com](mailto:ebutkovitz@kleinbard.com)  
[jvoss@kleinbard.com](mailto:jvoss@kleinbard.com)  
[svance@kleinbard.com](mailto:svance@kleinbard.com)  
[szimmer@kleinbard.com](mailto:szimmer@kleinbard.com)

*Attorneys for Defendants  
POM of Pennsylvania, LLC  
and Pace-O-Matic, Inc.*